

FORM PTO-1390 (Modified)
(REV. 11-2000)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

17782

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR

Unassigned

10/509664

INTERNATIONAL APPLICATION NO.
PCT/EP03/04328INTERNATIONAL FILING DATE
25 April 2003 (25.04.2003)PRIORITY DATE CLAIMED
25 April 2002 (25.04.2002) *

TITLE OF INVENTION

CONTROL DEVICE FOR MONITORING THE SPATIAL OR MECHANICAL DELIMITATION OF PRODUCER
GOODS OR MATERIALS IN THE PRODUCTION CYCLE BY MEANS OF TRANSPONDER TECHNOLOGY

APPLICANT(S) FOR DO/EO/US

Harald Buchmann

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below.
4. ☐ The US has been elected by the expiration of 19 months from the priority date (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371 (c) (2))
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☒ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☒ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).
11. ☐ A copy of the International Preliminary Examination Report (PCT/IPEA/409).
12. ☒ A copy of the International Search Report (PCT/ISA/210).

Items 13 to 20 below concern document(s) or information included:

13. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
14. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
15. ☐ A **FIRST** preliminary amendment.
16. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
17. ☐ A substitute specification.
18. ☐ A change of power of attorney and/or address letter.
19. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
20. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
21. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
22. ☒ Express Mail Label No. EV 213897445 US
23. ☒ Other items or information:

*Continuation of Priority Date Claimed: 14 January 2003 (14.01.2003)

One (1) sheet of drawing

Assignee: HERMOS INFORMATIK GmbH

Address: Mistelgau, Germany

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR 1.53) 10/2509664 Unassigned		INTERNATIONAL APPLICATION NO. PCT/EP03/04328		ATTORNEY'S DOCKET NUMBER 17782	
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24. The following fees are submitted: BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)) : <input type="checkbox"/> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$1080.00 <input checked="" type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$920.00 <input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$770.00 <input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$730.00 <input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00 <div style="text-align: right;">ENTER APPROPRIATE BASIC FEE AMOUNT =</div>				CALCULATIONS PTO USE ONLY	
				\$920.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492 (e)). <input type="checkbox"/> 20 <input type="checkbox"/> 30				\$0.00	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	18 - 20 =	0	x \$18.00	\$0.00	
Independent claims	1 - 3 =	0	x \$86.00	\$0.00	
Multiple Dependent Claims (check if applicable). <input checked="" type="checkbox"/>				\$290.00	
TOTAL OF ABOVE CALCULATIONS =				\$1,210.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$0.00	
SUBTOTAL =				\$1,210.00	
Processing fee of \$130.00 for furnishing the English translation later than months from the earliest claimed priority date (37 CFR 1.492 (f)). <input type="checkbox"/> 20 <input type="checkbox"/> 30 +				\$0.00	
TOTAL NATIONAL FEE =				\$1,210.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable). <input type="checkbox"/>				\$0.00	
TOTAL FEES ENCLOSED =				\$1,210.00	
				Amount to be: refunded	\$
				charged	\$

a.	<input checked="" type="checkbox"/> A check in the amount of \$1,210.00 to cover the above fees is enclosed.
b.	<input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of _____ to cover the above fees.
c.	<input checked="" type="checkbox"/> The Director is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 19-1013/SSMP
d.	<input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Leopold Presser
 Registration No. 19,827
SCULLY, SCOTT, MURPHY & PRESSER
 400 Garden City Plaza, Suite 300
 Garden City, NY 11530
 (516)742-4343

PL:nis

SIGNATURE
Leopold Presser
 NAME
19,827
 REGISTRATION NUMBER
September 28, 2004
 DATE

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)		10/509664 Docket No.
Applicant(s): Harald Buchmann		DT04 Rec'd PCT/PTO 29 SEP 2004

Application No. Unassigned	Filing Date Herewith	Examiner Unassigned	Customer No. 23389	Group Art Unit Unassigned
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Invention: **CONTROL DEVICE FOR MONITORING THE SPATIAL OR MECHANICAL DELIMITATION OF PRODUCER GOODS OR MATERIALS IN THE PRODUCTION CYCLE BY MEANS OF TRANSPONDER TECHNOLOGY**

I hereby certify that the following correspondence:

NEW U.S. APPLICATION UNDER 35 U.S.C. 371

(Identify type of correspondence)

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

September 28, 2004.

(Date)

Leopold Presser

(Typed or Printed Name of Person Mailing Correspondence)

(Signature of Person Mailing Correspondence)

EV 213897445 US

("Express Mail" Mailing Label Number)

Note: Each paper must have its own certificate of mailing.

CERTIFICATION

I, Carole Jean Metcalfe, of 17, Forbes Crescent, Larbert, FK5 3LX,
Scotland,

hereby certify that to the best of my knowledge and belief the following is
a true translation made by me of the text of
International Patent Application No. PCT/EP03/04328
Publication No. WO 03/091956.

Carole Metcalfe

Dated this Nineteenth day of April 2004

DT07 Rec'd PCT/PTO 29 SEP 2004

PATENT OFFICE DATE STAMP WILL ACKNOWLEDGE RECEIPT OF:

1. Transmittal Letter to the US DO/EO/US Concerning a Filing Under
35 U.S.C. 371 (PCT Form PTO-1390), in duplicate
2. English Translation of International Application (Spec., Claims 13 pgs.)
3. One (1) Sheet of Drawings w/label
4. Declaration/Power of Attorney
5. Copy of International Search Report
6. Assignment; Recordal Sheet; Check in the amount of \$40.00
8. Check in the amount of \$1,210.00 Filing Fee
9. Certificate of Express Mail No. EV 213897445 US, dated 9/29/04

Applicant: Harald Buchmann
Serial No.: Unassigned
Filed: Herewith
For: CONTROL DEVICE FOR MONITORING...
Docket: ~~17882~~ 17782 *du*
Date: September 29, 2004
LP/EWG:nis

10/509664